

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - DECEMBER 11, 2002

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦ Resume: _____ Stop: _____ ♦ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIAL CONFERENCES

Carmody	DOUGLAS & PAMELA TAYLOR	7-02-02532	Callahan/LM
	A/P 7-02-00133: Recover money or property Pamela Elaine Taylor v. Spectrum Enterprises (*) * rep of def (Randall Kendall) appeared at initial hrg; requested cont to obtain counsel —responsive pleadings to be filed by 11/15		

—ORD of 11/14 dismissed a/p; A/P closed 12/4

Arkema	WOODTECH INC-ch7	7-02-02451	Krippend/
	A/P 7-02-00123: Recover money or property; <i>contd fr 10/30</i> Debtor (McCullagh) v. Atlantic Coast Industries Inc		

A/P 7-02-00122: Recover money or property; *contd fr 10/30*
Debtor (McCullagh) v. Bradford Plywood (Ziogas*)
*appeared at 10/30 tel

Carmody	HASSELL & GAYLENE JUSTUS-ch13	7-01-04945	Widener/JM
	A/P 7-02-00150: Det. Lien or other interest in property Debtors v. Equity One () & David Hutton, Trustee ()		

Money	JAMES & CONNIE BROWN - Ch. 7	7-02-02861	Wick/ LM
	A/P 7-02-00149: Object to or revoke a discharge Mount Rogers Planning District Comm. (Campbell) v. Debtors		

10:00 A. M. - MISCELLANEOUS HEARINGS

Snodgrass	TERRY & HELEN WARF -ch7 Obj to Claim of Exemptions filed by trustee 10/22; d/e # 20 – <i>contd from 11/13</i> – ORDER of 12/2 withdrew trustee obj`	7-02-02966	Callahan/JJ
Largen	MARK HARDING-ch13 Motion #2: relief <u>and mot for adeq. Prot pmts</u> filed 9/27; d/e # 39 Highlands Union Bank (Hutton) v. debtor & Trustee (Wick added by 10/31 order) – Note: Case converted to ch 7 on 10/2 Contd from 10/15 for service upon ch 7 trustee; contd further from 11/13 – ord of 11/7 resolved ONLY the relief issues, mot for adeq prot remains to be heard – <i>contd fr 12/11 for service upon <u>CH7</u> trustee</i>	7-02-00037	Wick/NS
Copeland	PHILLIP & MARY KNUPP- ch7 Motion of Debtors for approval of sale of house to Mr. Donald Edward Knupp filed 8/15, d/e # 67 & Objection of Ch 13 Trustee [d/e # 73] <i>(Contd motion from 10/15 for consideration by new Ch7 trustee in converted case)</i> [d/e # 85]	7-01-03412	*/SJ
	Motion #2: Relief - filed 11/13; d/e # 91, 92 First Tennessee Bank (Huebschman) v. debtors & trustee RESPONSE filed by Debtors 11/25 [d/e # 94]		
Carroll	JEFFREY & AMANDA MURRAY - Ch7 Motion #1: Relief -filed 11/14, d/e #10, 11 Chase Manhattan Bank (Sasser) v debtors & trustee	7-02-04412	Wick/SJ
Snodgrass	DAVID & MARCIA BLEVINS -Ch7 Motion #1: relief - filed 11/14; d/e # 12, 13 Citicorp Trust (Sasser) v. debtors & trustee – ORDER of 11/27, d/e # 14, granted relief (agreed)	7-02-04110	Wick/VS
Abingdon Calendar - 12/11/02			

10:00 A. M. - MISCELLANEOUS HEARINGS

Jessee LEROY M. HULL CO INC-ch7 7-01-03786 Wick/JJ
Debtors Mot. For Approval of Settlement on claim of preference
(*Re: AP 01-168: Dbtr v. Bush Hog LLC (Bradwell)*); contd fr 12/11

—note: pull CASE and AP files; orig mot/proposed ord in CASE file

Timoney CHADWICK & JENNIFER MARSHALL-ch7 7-01-04650 Callahan/SL
Ord to showcause: Dismiss; failure to pay original Ch 13 filing fee
—contd from 11/26; check mailed; to await receipt/clearance

LeBlanc CYNTHIA HALSEY - Ch. 7 7-02-03735 Wick/MC
Motion # 1: Relief—filed 11/7—w/certification [d/e # 12, 13]
DaimlerChrysler Services North America, LLC (Higgs) v. Debtor & Trustee
Motion filed by DaimlerChrysler to continue automatic stay [d/e # 16]
—ORDER of 11/27, d/e # 19, granted relief (Default)

Snodgrass CYNTHIA POFF - Ch. 7 7-02-03749 Wick/S
Motion # 2: Relief—filed 11/12 [d/e # 17]
DaimlerChrysler Services, NA, LLC (Higgs) v. Debtor & Trustee
—Order of 12/3 granted relief

Graham BARRY CREGGER - Ch. 7 7-02-02388 Callahan/AF
Motion # 1: Relief—filed 11/12 [d/e # 42]
DaimlerChrysler Services North America (Higgs) v. Debtor & Trustee
—Order of 12/6 (default) grants relief

Abingdon Calendar - 12/11/02

10:00 A. M. - MISCELLANEOUS HEARINGS

Snodgrass	MICHAEL & AMANDA BREWER-ch7	7-02-03606	Wick/JJ
	Motion #1: Relief - filed 11/14; d/e # 12, 13(<i>affidavit</i>); 14(<i>p-h-o</i>) Washington Mutual Finance (Copeland) v. debtors & trustee <i>-Return receipt cards evidencing service (4) filed 11/26; d/e # 15</i>		
Cody	HAROLD & BETTY WRIGHT-ch7	7-02-03706	Wick/JJ
	Motion of Debtors for Order holding Rusell County Medical Center () In contempt and seeking costs and atty fees , filed 11/12, d/e # 18, 19		
Snodgrass	MARK & TREVA NAYLOR-ch7	7-02-04064	Wick/JJ
	Motion #1: Relief - filed 11/14; d/e # 13, 14, 15 DaimlerChrysler Services (Higgs) v. debtors & trustee –ORDER (agreed) granted relief 12/2		
Jackson	ELIZABETH ROBINSON-ch7	7-02-03783	Callahan/PR
	Motion #1: relief - filed 11/14; d/e # 15, 16 AmeriCredit Financial (Epps) v. debtor & trustee –ORDER (agreed) granted relief 12/2		
Carmody	SCOTT & REGINA ARMES-ch7	7-02-04306	Callahan/JJ
	Motion #1: Relief - filed 11/15; d/e # 12, 13 Nissan Motor Acceptance Corp (VanBeek) v. debtors & trustee –ORDER of 12/6 (default) grants relief		
Snodgrass	ZECRIAH & LINDA KYLE-ch7	7-02-03970	Callahan/NS
	Motion #1: Relief - filed 11/18; d/e # 14, 15 ABN Amro Mortgage Group (Bryant) v. debtors & trustee <u>Response filed 11/27; d/e # 16</u>		
Abingdon Calendar - 12/11/02			

10:00 A. M. - MISCELLANEOUS HEARINGS

Money	SABRINA HALL-ch7 Motion #1: Aviod lien, filed 11/18; d/e # 13, 14 Debtor v. Washington Mjtual Finance Group, LLC	7-02-03447	Callahan/NS
Proctor	DONALD & KELLY FRANCE-ch7 Motion #1: relief - filed 11/19; d/e # 12, 13 Conseco Finance Corp (McQuiddy) v. debtors & trustee <u>Respondent's certification filed 11/22; d/e #14</u>	7-02-04379	Callahan/NS
Jackson	GLEN & EDITH FREEMAN-ch7 Motion #1: Relief - filed 11/22; d/e # 12 Ford Motor Credit Co (Laura Hale) v. debtors & trustee	7-02-04153	Wick/GXR
Carroll	GERALDINE STREET Motion of Trustee for Compensation of \$3,560.35 & \$130.47 fees, filed 11/18; d/e # 67	7-00-01647	Callahan/NS

10:30 A. M. - MISCELLANEOUS HEARINGS

Oglebay	JOHNNY HEAD-ch7 Motion #1: Avoid lien - filed 6/28; d/e # 13, 22, 23, 24 <i>contd from 11/13</i> Debtor v. American General Finance Objection (<i>filed 9/19</i>) American General: Hutton (<i>ord/notice 10/22, d/e # 24</i>) (Oglebay to continue to 2/4 @ 10:00 a.m.)	7-02-01280	Wick/AF
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Abingdon Calendar - 12/11/02

11:00 A. M. - MISCELLANEOUS HEARINGS

Copeland EDGAR & HATTIE SHAFFER-chll 7-01-04468 DIPAF

Motion in Limine of US Trustee & Motion to Dismiss/Convert; d/e # 85
-contd fr 11/26 (*for parties to pursue settlement*)

Motion of Debtor to Incur Debt to obtain bonds & **OBJ:** Blue Ridge Bk (Gregory)
Contd from 11/26

J Jessee HOLSTON FURN OF VA INC-chll 7-01-01181 DIP/VS

Motion of Counsel for debtor for fees of \$900.00 and \$23.76 expense filed 11/21
d/e # 71 , 73

Lamie FINE'S JEWELERS INC-chll 7-02-03384 DIP/AF

Status hearing, d/e # 8

Copeland BEAR RIDGE MINING INC-chll 7-00-00708 DIP/AF

Motion for payment of Administrative Expenses and other equitable relief
filed on behalf of Ronald Anders, Glenn Christian, and David Houchins (Lamie)
–filed 11/19; [d/e # 171]; AMENDED Motion filed 11/22 [d/e # 172]
Response of Debtor filed 12/6; d/e # 174

Motion of U. S. Trustee to convert to Ch 7 (Garber) filed 11/1; d/e #169, contd fr 11/26

Copeland S T & J, INC. - Ch. 11 7-01-03411 DIP/VS

Motion of Debtor to Rehear Motion to Require Assumption/Rejection of
Executory Contract (re: Burger King) & Motion for Enlargement of Time, d/e # 88, 94,
96 and Response of Coleman Oil (Beck) filed 9/20; d/e #106- contd from 10/30 & 12/10
for hrg conditioned that relief has been obtained in Coleman Oil's bkcy case; d/e # 123
–motion of debtor to continue hearing (stay has not as yet been listed by EDKY ct)
in Coleman Oil's bkcy case

Abingdon Calendar - 12/11/02

11:00 A. M. - MISCELLANEOUS HEARINGS

Copeland BOBBY VENCILL TRUCKING, INC. - Ch. 11 7-01-03813 DIP/PR

Debtor's Objection to Claim # 6 of IRS in amount of \$5,382.67 [d/e # 129]

Debtor's Objection to Claim # 9 of IRS in amount of \$11,933.10 [d/e # 130]
Debtor's Objection to Claim # 10 of IRS in amount of \$4,007.67 [d/e # 131]
Debtor's Objection to Claim # 11 of IRS in amount of \$7,848.47 [d/e # 132]
–ORDER of 12/6 allows claim #10 and withdraws Claims 6, 9 & 11

Debtor's Objection to Claim # 2 of G.E. Capital CPLC in amount of \$161,421.50 [#127]
(Recusal order of 10/28 referred Obj to Judge Krumm)

Debtor's Objection to Claim # 7 of G.E. Capital CPLC in amount of \$86,421.50 (#128)
(Recusal order of 10/28 referred Obj to Judge Krumm)

Lamie WYTHE PRECISION MACHINE CO-chll 7-02-04520 DIP/SJ
Motion to approve post-petition sale of accounts receivable and financing for First
National Bank Christiansburg and Motion to Shorten Notice *pleadings being filed (12/3)*

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Gifford TAMMY WANN (aka CANTER) 7-02-02892 Widener/SJ
Mod Plan filed 9/18; d/e # 9, 11, 12 *contd from 11/13*
Trustee Objection contd from 9/18 to hear w/mod plan when set
Trustee Report; OBJECTION and showcause: dismiss/convert filed 9/25; d/e # 14
–ORDER ENTERED 11/20 CONFIRMED PLAN

Largen DAVID & DREAMA KELLY 7-02-02763 Widener/VS
Plan filed 8/15; d/e # 17 *contd from 11/13*
Amended Ch 13 Plan filed 9/18, d/e # 25 with certif. Of service, all creditors
Trustee Report, OBJECTION and showcause: Dismiss/Convert filed 10/7; d/e # 27

Largen LARRY & LINDA RIGGINS - chl3 7-02-02202 Widener/SJ
Mod Plan filed 8/29; d/e #15, 16; contd from 10/15; cert. of service 10/21 [d/e # 27]
Trustee showcause: Dismiss or convert, filed 8/7; d/e # 14 *contd from 10/30 pending
notice to creditors of percentage payment and failure to obj, tr. may confirm and
cancel hearing prior thereto **

*(*Entry of tendered Valuation Ord re: Washington Mutual deferred at 10/30 hearing
pending receipt of certification that service was made upon Registered Agent)*

Abingdon Calendar - 12/11/02

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

J Jessee DARRELL BREEDING 7-02-03003 Widener/VS

–CASE CONVERTED TO CH 7 ON 11/20 (upon ltr certif. Of tr re: 11/1 ord)
–ord of 11/1 contd w/specific conditions to cure arrears to trustee by conf date or case to be CONVERTED upon certif. Of trustee that any of the conditions have not been met; d/e # 35, 36

Hutchinson	ROBERT & VICKIE DEBUSK -chl3 Plan filed 9/17; d/e # 6 Trustee Report, Objection and Showcause: Dismiss/convert filed 10/28; d/e # 16 Objection: GMAC Mortgage (McQuiddy) filed 10/29, d/e # 17 MidFirst Bank (Zimm) filed 11/29, d/e # 18	7-02-03791	Widener/VS
Money	SHANNON & AMY DYER-chl3 Plan filed 10/10, d/e # 23 Trustee Report; Objection and Showcause: Dismiss or convert filed 10/28; d/e # 28	7-02-02381	Widener/VS
H Brown	ROCKY WALLS-chl3 Plan filed 9/13, D/e # 6 Trustee report, Objection and Showcause: Dismiss or convert; filed 10/28; d/e # 15	7-02-03740	Widener/LM
Snodgrass	GREGORY WEEMS Mod. Plan filed 10/25 [d/e # 22] Objection: Trustee w/Show Cause on Dismissal/Conversion [d/e # 25] Objection: Mortgage Electronic Registration Systems Inc as nominee of <i>–ord of 12/6 withdrew obj of Mortgage Electronic Regist. Systems</i> Alliance Mortgage Co (Gershen)[d/e # 17] filed as to Plan No. 1 Motion for valuation: 1996 Ford Taurus: Consumer Finance Corp , filed 9/24, d/e# 14	7-02-03616	Widener/JJ

Abingdon Calendar - 12/11/02

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Lamie KENNETH & PATRICIA PROFFITT - Ch. 13 7-01-01502 Widener/SJ
Mod. Plan filed 10/16 [d/e # 29, 30]; cert. of service filed 10/21 [d/e # 31]

Motion #2: Relief - filed 9/4; d/e # 22, contd from 10/1 and 10/3
U S Dept of Agr/Rural Housing (Eckert) v. debtors & trustee
Answer filed 9/9, d/e # 24
—**ORDER of 11/7 dismissed Mot. #2**

Timoney IRENE NICKOLS-ch13 7-02-02338 Widener/AF
2nd Amended Plan , d/e # 18 , filed 7/23 w/c-s all creditors ; *contd from 9/4 & 10/15*
Objection: Trustee w/Report and Show Cause on Dismissal or Conversion [d/e # 22]

(Note: Ord entrd 12/3 that Lowe's to be pd \$400 under plan as fair mkt value of collateral and balance unsecured non-priority)

Carmody HASSELL & GAYLENE JUSTUS-ch13 7-01-04945 Widener/SL
**Mod Plan to be filed 15 days from 10/15 (*at Judge direction, set on 12/11 if filed time: i.e. by 10/30*).
****Plan not filed until 11/13; set on 1/22 , d/e # 63**

Trustee Show Cause on Dismissal/Conversion [d/e # 21] *contd fr 7/3 & 9/18 & 10/15*
Trustee OBJECTION; showcause: dismiss/convert, filed 8/14; d/e # 34 , contd fr 10/15
Trustee Report, OBJECTION and showcause: Dismiss/convert, filed 8/30; d/e # 47 contd
From 10/15

Hutchinson GREGORY & CATHY FERGUSON - Ch. 13 7-01-05346 Widener/JJ
Mod. Plan filed 10/23 [d/e # 37, 38]

Snodgrass VICTOR & BOBBIE GOAD-ch13 7-02-03470 Widener/NS
Mod Plan #1 filed 10/24; d/e # 20, 21
Trustee Report, OBJECTION and Showcause: Dismiss/convert; filed 10/7; d/e # 16
Contd from 11/13

Motion #1: Void lien: Debtor v. Beneficial Va. Inc. Filed 10/16; d/e # 18, 19
—*contd from 11/13*

Abingdon Calendar - 12/11/02

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Copeland DAVID & AMELIA RUTHERFORD 7-01-02194 Widener/S
Mod Plan (5th) filed 10/25, d/e # 64, 65

Trustee Report; objection; and showcause: Dismiss/conivert, d/e # 63, contd fr 11/26

Lamie FARRAH JACKSON - Ch. 13 7-02-03663 Widener/VS
Plan filed 9/9; d/e # 6 *CONTD FROM 12/11 ; pmt by ck needs to clear*
Objection: Trustee w/Show Cause on Dismissal or Conversion [d/e # 15]

Harman BRIAN & LOIS NAGGIE - Ch. 13 7-02-03347 Widener/NS
Mod. Plan filed 10/25 [d/e # 20, 21]
*–conf ord tendered at 11/13 hearing TUA for court review and entry OR direct
that notice of hrg (not previously served) be served by counsel*
– CONF order entered 12/4/02

Gifford RONALD & CARLA MUTTER - Ch. 13 7-02-03423 Widener/VS
Mod. Plan (2nd) filed 10/25 [d/e # 21, 22]

Hutchinson JAMES WALKER-ch13 7-02-02884 Widener/AF
Mod Plan filed 10/31, d/e # 19, 21

Abingdon Calendar - 12/11/02

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Timoney LISA ODELL 7-01-03139 Widener/VS
Mod Plan filed 10/4; d/e # 23, 24; *contd from 11/26*

Objection of Trustee, Showcause: Dismiss/convert, filed 11/20; d/e # 27

Timoney MICHAEL AKERS 7-02-03306 Widener/JJ
Mod plan filed 10/10; d/e # 16, 17
Trustee OBJ and showcause: Dismiss/convert filed 10/3; d/e # 15 *contd fr 11/13 & 11/26*
Objection: Greenpoint Credit LLC serv.agt for BankAmerica Housing (Laura Hale)
filed 11/18; d/e # 24

Motion for Valuation: 1995 Rj-ANEL Lakeside Mobile Home: Greenpoint Credit
filed 10/18; d/e # 19, contd from 11/26

Hutchinson RICHARD & TAMMY ALDEN 7-02-03643 Widener/VS
Plan filed 9/9; d/e # 6

Farthing RANDOLPH & FRANCES BLACK 7-02-03843 Widener/VS
Plan filed 9/20; d/e # 6

1:00 P. M. - MISCELLANEOUS HEARINGS

Snodgrass ZENDELL & KAREN HARMON 7-02-03440 Widener/LM
Motion #1: Avoid Lien - filed 9/24; d/e # 15, 16
Debtor v. Beneficial Virginia, Inc.
-contd from 11/13 to amend schedules to reflect all items listed on avoid lien motion

Abingdon Calendar - 12/11/02

1:30 P. M. - MISCELLANEOUS HEARINGS

Lamie CHARLES & TIFFANY WISE-chl3 7-02-04184 Widener/AF

Motion #1: Relief - filed 11/20; d/e # 15, 16, 17
Highlands Union Bank (Hutton) v. debtors & trustee
Answer of debtors filed 11/27; d/e # 20

Motion of Debtors for Turnover of Property filed 11/14, d/e # 13; *contd from 11/26*
Obj: Highlands Union Bank (Hutton) filed 11/20; d/e # 16

Largen	EDDIE & AMANDA RANKIN-chl3	7-01-04717	Widener/NS
	Motion #1: Relief - filed 11/22; d/e # 10, 31, 32; <i>contd from 12/11</i>		
	Midfirst Bank (Zimm) v. debtors & trustee		
	<u>Response filed 11/27; d/e # 33</u>		

Snodgrass	WALTER KYLE-chl3	7-02-03268	Widener/AF
	Motion #1: relief - filed 11/14; d/e # 23, <i>contd from 12/11</i>		
	Litton Loan Servicing (McQuiddy) v. debtor		
	<u>Response filed 11/21, d/e # 27</u>		

Mod Plan filed 11/26; d/e # 30, set for conf on 1/22 @ 1:00

Timoney	JOSEPH & DOROTHY BURNETTE - Ch. 13	7-01-03138	Widener/AF
	Motion # 1: Relief–filed 11/22 [d/e # 36]		
	Greenpoint Credit, LLC (Laura Hale) v. Debtors & Trustee		
	<i>(No pre-hearing order–under 20 days' notice)</i>		

Timoney	ROBERT & SHANNON DALTON - Ch. 13	7-01-04906	Widener/JJ
	Motion # 2: Relief–filed 11/22 [d/e # 35] <i>contd from 12/11</i>		
	Greenpoint Credit, LLC (Laura Hale) v. Debtors & Trustee		
	<u>Movant Certif. Filed 11/26; d/e # 37</u>		
	<u>RESPONSE filed 12/6, d/e # 38</u>		

Abingdon Calendar - 12/11/02

2:00 P. M. - MISCELLANEOUS HEARINGS

Hutchinson	RICKY & PAMELA BOWERS-chl3	7-99-00778	Widener/AF
	Trustee Motion to Dismiss/Convert filed 11/7; d/e # 19 (Widener)		

Timoney	BARRY & LISA JONAS-chl3	7-02-04391	Widener/VS
	Motion #1: relief - filed 11/20; d/e # 18, 20 DaimlerChrysler Services NA LLC (Higgs) v. debtors & trustee		
Carmody	IVY REED-chl3	7-00-03959	Widener/SL
	Motion #2: Relief: filed 6/27; d/e # 40; <i>contd from 7/23, 8/7; 10/1 & 10/30</i> Option One Mortgage Corp (Goldberg/Esposito) v. debtor & trustee (Mot to extend stay filed 6/17 w/proposed order, d/e # 41\ <u>-Answer of respondent filed 6/26, d/e # 44</u>		
Gifford	RICKY & ANNA HUNT-chl3	7-02-01662	Widener/SJ
	Motion #1: Relief - filed 10/10; d/e # 20, 21 USA/Rural Housing Service (Eckert) v. debtors & trustee		
Pro se	CRAIG CROPP-chl3	7-02-04341	Widener/VS
	Motion #1: Relief - filed 11/13; d/e # 13, 14 First national Bank (Patterson) v. debtor & trustee ==CASE DISMISSED 11/14/02 for reasons set forth in order of 10/25/02 (not complied with)		

3:00 P. M. - TRIAL

D Harmon	RANDALL CROSS-ch7	7-02-02489	Callahan/AF
	Motion of U. S. Trustee to Dismiss case under §707(b) (<i>substantial abuse</i>) <i>Contd from 12/11</i>		